

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

E.I. DU PONT DE NEMOURS AND )  
COMPANY, )  
                                       )  
Plaintiff, )  
                                       )  
v.                                     ) C.A. No. 11-773 (SLR) (CJB)  
                                       )  
HERAEUS PRECIOUS METALS NORTH )  
AMERICA CONSHOHOCKEN LLC, )  
                                       )  
Defendant. )

**JOINT MOTION TO DISMISS**

WHEREAS, Plaintiff E.I. DuPont de Nemours and Company (“Plaintiff”) and Defendant Heraeus Precious Metals North America Conshohocken LLC (“Defendant”) have settled Plaintiff’s claims for relief against Defendant and Defendant’s counterclaims for relief against Plaintiff asserted in this case.

NOW, THEREFORE, Plaintiff and Defendant, through their attorneys of record, request this Court to dismiss Plaintiff’s claims for relief against Defendant with prejudice and to dismiss Defendant’s counterclaims for relief against Plaintiff without prejudice as moot and with all attorneys’ fees, costs of court and expenses borne by the party incurring same and to enter an order in the form attached hereto effectuating the same.

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